

Docket No.: 066661-0041

PATENT

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE BOARD OF PATENT APPEALS AND INTERFERENCES**

In re Application of

Hood, Leroy, et al.

Application No.: 10/062,299

Filed: January 31, 2002

For: GENE DISCOVERY FOR THE SYSTEM ASSIGNMENT OF GENE FUNCTION

Customer Number: 41552

Confirmation Number: 2563

Tech Center Art Unit: 1631

Examiner: Smith, Carolyn L.

"Express Mail" Mailing Label Number EV 644277350 US

I hereby certify that this paper or fee is being deposited with the United States Postal Service

"Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated

above and is addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA

22313-1450 on Feb. 28, 2007

Priscilla Zúbia

**NOTICE OF APPEAL
FROM THE PRIMARY EXAMINER
TO THE BOARD OF APPEALS**

Mail Stop AF
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Sir:

Applicant hereby appeals to the Board of Appeals from the decision dated August 28, 2006 of
the Primary Examiner finally rejecting claims 22-35.

Appeal Fee: \$250.00

- ☐ Not required (fee paid in prior appeal in this application).
- ☒ Charge to Deposit Account No. 502624.
- ☐ Check Enclosed.

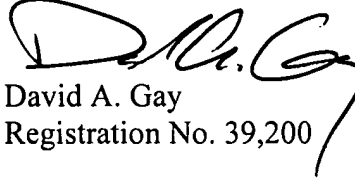
03/05/2007 DEMMANU1 00000050 502624 10062299

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To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 502624 and please credit any excess fees to such deposit account.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP



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Date: February 28, 2007

**Please recognize our Customer No. 41552
as our correspondence address.**